

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In re: ZYPREXA : MDL No. 1596
PRODUCTS LIABILITY LITIGATION :
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THIS DOCUMENT RELATES TO: :

WAYNE WRIGHT,

Plaintiff,

1:05-cv-01742-JBW

v.

ELI LILLY AND COMPANY,

Defendant.

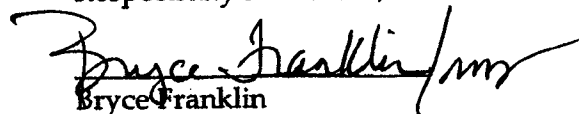
STIPULATION OF
DISMISSAL AS TO
DEFENDANT ELI LILLY
AND COMPANY

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STIPULATION OF DISMISSAL

NOW, on this 21 day of December, 2005, it is hereby
STIPULATED pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), that
Plaintiff hereby dismisses without prejudice his claim against Defendant, Eli
Lilly and Company, with each party to bear its own costs and counsel fees.

Respectfully submitted,



Bryce Franklin

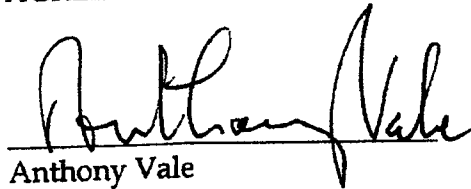
State Bar No. 23365

Bryce Franklin Law Offices, PSC

175 E. Main St., Suite 600

Lexington, KY 40507
859-253-0050
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Attorney for Plaintiffs

AGREED:

A handwritten signature in black ink, appearing to read "Anthony Vale", written over a horizontal line.

Anthony Vale
Nina M. Gussack
PEPPER HAMILTON LLP
3000 TWO LOGAN SQUARE
PHILADELPHIA, PA 19103-2799
Counsel for Defendant Eli Lilly and Company

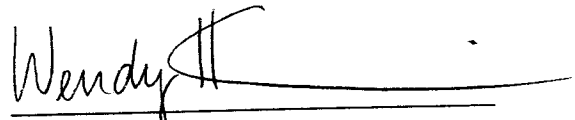
CERTIFICATE OF SERVICE

I hereby certify that on the 2nd of December 2005, I caused to be served a true and correct copy of the Stipulation of Dismissal, via Federal Express, upon counsel as follows:

Bryce Franklin
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